

2001 DRAFTING REQUEST**Senate Amendment (SA-SB168)**Received: **05/09/2001**Received By: **kunkemd**Wanted: **As time permits**

Identical to LRB:

For: **Robert Cowles (608) 266-0484**By/Representing: **John Stolzenberg**This file may be shown to any legislator: **NO**Drafter: **kunkemd**May Contact: **John Stolzenberg**

Addl. Drafters:

Subject: **Public Util. - electric**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

No specific pre topic given

Topic:

Commitment to conservation and renewables

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	kunkemd 05/09/2001	gilfokm 05/09/2001	rschluet 05/09/2001	_____	lrb_docadmin 05/09/2001	lrb_docadmin 05/09/2001	

FE Sent For:

<END>

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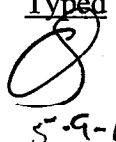
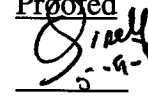
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1?	kunkemd	1-5/Kmg 9-01	 5-9-1	 5-9-1			

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WEPCO
PTF-2 Petition-Excerpts
2/23/01

C. PTF-2 eliminates that feature of Power the Future whereby existing plants would be transferred to a non-utility affiliate as merchant plants. As proposed in this filing, existing plants will remain within the utility. No transfer of ownership or status of these plants is unchanged.¹

D. PTF-2 clarifies that the utility is proposing to sell (as opposed to opportunity sales) from the new plants, and proposes appropriate treatment for opportunity sales.

E. PTF-2 establishes the utility's rights at the end of the term of the lease. The utility will have a right to extend the lease or acquire the plants outright, each at then-market value and subject to a prudence determination by the PSCW under then-existing regulation. (If necessary to avoid adverse tax consequences, the generation company will have the right to require a lease extension instead of a purchase.)

F. PTF-2 permits investment by mid-sized Wisconsin energy providers and power purchases by others. To accommodate the requirements of Wisconsin Electric's customers, PTF-2 will include an additional gas-fired facility to be operational in 2008, and will specifically identify a coal-fired facility targeted for operation after 2010 (i.e., 2011). The specific plant configurations and their locations will be determined in the CPCN process.

G. PTF-2 maintains an increased commitment to conservation and renewables.²

Post-It® Fax Note 7671		Date 5/9/01	# of pages 4
To Mark Kunkel	From John S. Kunkel		
Co./Dept. LRB	Co. Leg. Council		
Phone #	Phone # 6-2988		
Fax # 4-8522	Fax #		

¹ Where existing plant assets must be transferred to facilitate new investment – i.e., land and buildings at Port Washington that will accommodate new construction – some existing plant assets may be transferred.

² Wisconsin Electric looks forward to working with various interested parties concerning which specific commitments would be most beneficial in these areas.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa0532/1

MDK:.....

kmj

O-NOTE

Today by
4:00pm

SENATE AMENDMENT ,
TO 2001 SENATE BILL 168

1 At the locations indicated, amend the bill as follows:

2 ✓ 1. Page 3, line 20: after that line insert:

3 "f. The public utility submits a plan to the commission for increasing the public
4 utility's commitment to energy conservation and the use of renewable resources, as
5 defined in s. 196.378 (1) (h), and the commission approves the plan.".

6 (END)

Text: treat

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0532/1dn

MDK: *jj...*
kmg

Senator Cowles:

This amendment requires the PSC to approve a plan, but does not provide a standard for the approval. Do you want to provide such a standard? For example, you could impose a broadly worded standard, such as requiring the PSC to approve the plan only if the PSC finds that the plan is in the public interest, or you could impose a more specific standard, depending on your intent.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0532/1dn
MDK:king:rs

May 9, 2001

Senator Cowles:

This amendment requires the PSC to approve a plan, but does not provide a standard for the approval. Do you want to provide such a standard? For example, you could impose a broadly worded standard, such as requiring the PSC to approve the plan only if the PSC finds that the plan is in the public interest, or you could impose a more specific standard, depending on your intent.

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